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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92062653
Party	Plaintiff CrossFit, Inc.
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Date	01/19/2016
Attachments	TABB-crossfit-extension of time.pdf(85715 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In the matter of Registration No. 3,838,462)	
For the Trademark 5280)	Cancellation No. 92062653
And)	
Registration No. 3,871,084)	
For the Trademark 5280 Realty)	
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CROSSFIT, INC.,)	
)	
)	
)	Petitioner,
v.)	
)	
5280 REALTY, INC.)	
)	
)	Registrant.
)	
)	
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JOINT MOTION TO EXTEND TIME TO FILE OPPOSITION


Pursuant to 37 C.F.R. 2.127(a), Petitioner CrossFit, Inc. and Registrant 5280 Realty, Inc. (collectively, the “Parties”) hereby jointly move the Board for a thirty (30) day extension of time for CrossFit, Inc. to file its opposition to 5280 Realty, Inc.’s pending Motion styled as “Motion to Dismiss Petition to Cancel and Counterclaim to Cancel Petitioner’s Marks as Generic and Invalidity Assigned in Gross” filed on December 28, 2015 (Docket Entry No. 4) (the “Motion”). The Parties jointly move for an extension of time for CrossFit, Inc. to file its opposition to the Motion on the grounds that the Parties are presently engaged in settlement discussions, which if successful, may obviate the need for further motion practice, including CrossFit, Inc.’s opposition to Registrant’s pending Motion. CrossFit, Inc.’s opposition to the Motion is presently due on January 19, 2016.

Accordingly, the Parties jointly move the Board for an Order extending CrossFit, Inc.'s time to file its opposition to the Motion by 30 days from January 19, 2016 to February 18, 2016.

Respectfully submitted,


Dated: January 14, 2016

GORDON & REES LLP

By 

Susan B. Meyer
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Attorneys for Petitioner
CrossFit, Inc.

5280 Realty, Inc.

By 

Joe P. Sainz, III
Respondent acting *pro se*

CERTIFICATE OF SERVICE

I hereby certify that on January 19, 2016, a copy of the foregoing document and all documents were filed electronically. Notice of this filing will be sent by electronic mail, as the parties have agreed to electronic service, and regular U.S. mail. Parties may access this filing through the Court's electronic filing system.

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Counsel for DEFENDANTS

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct and executed on January 19, 2016, in the City of San Diego, California.



Janene M. Alvord